IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 25TH OCTOBER 2006 / 3RD KARTHIKA 1928

Bail Appl..No. 6201 of 2006

CMP.2218/2006 of J.M.F.C.-II, CHENGANNUR
CRIME NO.177/2006 OF EXCISE RANGE, CHENGANNUR

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PETITIONER/ACCUSED

BHARATHAN, S/O.CHOTHI,
KARUKATHONDIYIL VEEDU, KADAMPOOR MURI,
ENNAKKADU, CHENGANNUR.

BY ADV. SRI.R.BINDU (SASTHAMANGALAM)

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 25/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6201/2006

DATED THIS THE 25TH DAY OF OCTOBER, 2006

O R D E R

The petitioner was found in illegal possession of 1.50 litres of illicit arrack on 1.10.2006, by the Excise Range officials of Chengannur Excise Range. C.R.No.177/2006 of that Excise Range was registered against the petitioner, under Section 8(1) & (2) of the Abkari Act. Hence this application, under Section 439 Cr.P.C.

2. After hearing both sides and considering the duration of the judicial detention, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-II, Chengannur.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Saturday, between 10.00 a.m and 11.00 a.m., for a period of one month, starting from 28.10.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs